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**UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA**

CHASOM BROWN, WILLIAM BYATT,
 JEREMY DAVIS, CHRISTOPHER
 CASTILLO, and MONIQUE TRUJILLO
 individually and on behalf of all similarly
 situated,

Plaintiffs,

vs.

GOOGLE LLC,

Defendant.

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Case No.: 5:20-cv-03664-LHK-SVK

**PLAINTIFFS' MOTION FOR
 ADMINISTRATIVE RELIEF
 REGARDING RULE 30(b)(6)
 DEPOSITIONS OF GOOGLE**

Referral: The Honorable Susan van Keulen

1 Pursuant to Civil Local Rule 7-11, Plaintiffs respectfully seek the Court's assistance in
2 scheduling three 30(b)(6) depositions that Plaintiffs noticed on December 3, 2021. Google has
3 been stonewalling Plaintiffs' efforts to obtain this 30(b)(6) testimony, with Google neglecting to
4 schedule these depositions, not providing written objections to the notices, failing to designate
5 deponents, and suggesting that Google will not prepare any Google witness to testify about various
6 important topics included in the notices.

7 Plaintiffs are filing this Administrative Motion because Google has recently taken the
8 position that no further joint dispute letters may be filed with the Court, and that the parties are
9 required to first file an Administrative Motion with the Court. *See* Dkt. 352. If that is incorrect,
10 and the Court wishes the parties to continue filing joint dispute letters consistent with Your
11 Honor's Standing Order, Plaintiffs are willing to instead proceed with that process. Either way,
12 Plaintiffs seek assistance from the Court to schedule these important depositions.

13 On December 3, 2021, using 3 of their 20 deposition slots, Plaintiffs sent Google three
14 separate 30(b)(6) deposition notices covering certain (1) damages topics, (2) ads and analytics
15 topics, and (3) technical topics related to Google's collection and storage of private browsing
16 information. Mao Decl. ¶ 2. Plaintiffs followed up on December 16, asking for dates and designees
17 and for a meet-and-confer to discuss any potential objections. *Id.* Google did not respond until
18 December 22, offering a meet-and-confer that day, during which Google merely provided a high-
19 level overview of some likely objections, and often stated that it would need to further discuss the
20 matter before agreeing to any compromise. *Id.* ¶ 3. In sum, Google's approach to meeting-and-
21 conferring only frustrated the process and did not advance the parties' dispute toward resolution.
22 Plaintiffs highlighted these problems in their December 31 motion for relief from case
23 management schedule, explaining how Google's delay "requires an extension of time for the
24 parties to resolve or, if necessary, raise any 30(b)(6) disputes with the Court." Dkt. 371 at 22. The
25 Court ultimately granted Plaintiffs' motion, extending the fact discovery deadline to March 4,
26 2022. Dkt. 377.

1 It's now been over five weeks, and yet Google has still not provided any dates or designees
 2 for any of the topics, including topics not in dispute, nor any written objections. *Id.* ¶ 4. The Court's
 3 August 12 Order requires parties to "provide available dates within one week of receiving any
 4 deposition notice, and (2) offer dates within five weeks of any deposition notice." Dkt. 242-1. In
 5 addition, Google appears set on obstructing Plaintiffs from covering important topics, suggesting
 6 that (at some unspecified time) it will object to certain topics. Mao Decl. ¶ 4.

7 Plaintiffs seek the Court's assistance in efficiently resolving these disputes. Plaintiffs are
 8 ready and willing to brief any disputes regarding the scope of these depositions, but Plaintiffs are
 9 concerned that Google will once again delay that process. For example, Google took weeks to
 10 complete the letter briefs for the Lorraine Twohill and Sundar Pichai depositions, and Google has
 11 in other circumstances refused to prepare letter briefs whatsoever. Mao Decl. ¶ 5.

12 To move this forward, Plaintiffs respectfully request that the Court enter Plaintiffs'
 13 proposed order, which would require the following:

- 14 1. Within two days of this Order, Google provides dates and designees for all 30(b)(6)
 15 topics to which Google does not object.
- 16 2. Within three days of this Order, Google serves formal objections to all other 30(b)(6)
 17 topics.
- 18 3. Within seven days of this Order, the parties file a joint letter brief, not to exceed five
 19 pages, regarding any disputed 30(b)(6) topics.

20 Plaintiffs asked Google to stipulate to this schedule and invited Google to meet-and-confer,
 21 but Google did not respond. Mao Decl. ¶ 6.

22 Plaintiffs appreciate your assistance.

23 Dated: January 11, 2022

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24 By /s/ Amanda Bonn

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